

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

14666

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.5)

09/857614

INTERNATIONAL APPLICATION NO.
PCT/JP00/06901INTERNATIONAL FILING DATE
04 October 2000 (04.10.00)PRIORITY DATE CLAIMED
6 October 1999 (06.10.99) **

TITLE OF INVENTION

OPTICAL SCANNING PROBE SYSTEM

APPLICANT(S) FOR DO/EO/US

Atsushi Okawa; Hiroki Hibino; and Hiroyuki Sangu

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 20 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22. ☒ Certificate of Mailing by Express Mail
23. ☒ Other items or information:

**Further priority date claimed: 26 September 2000 (26.09.00)

U.S. APPLICATION NO. (IF KNOWN, SEE R 1.5)

INTERNATIONAL APPLICATION NO.

ATTORNEY'S DOCKET NUMBER

09/857614

PCT/JP00/06901

14666

24. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1000.00
- ☒ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =**CALCULATIONS PTO USE ONLY**Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	56 - 20 =	36	x \$18.00
Independent claims	32 - 3 =	29	x \$80.00

Multiple Dependent Claims (check if applicable).

TOTAL OF ABOVE CALCULATIONS =☐ Applicant claims small entity status. (See 37 CFR 1.27). The fees indicated above are reduced by 1/2.**SUBTOTAL =**Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).**TOTAL NATIONAL FEE =**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

TOTAL FEES ENCLOSED =Amount to be:
refunded \$
charged \$

- a. ☒ A check in the amount of \$3,828.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1013/SSMP A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Paul J. Esatto, Jr.
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530

SIGNATURE

Paul J. Esatto, Jr.

NAME

30,749

REGISTRATION NUMBER

June 6, 2001

DATE

09/857614

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Atsushi Okawa, et al.

Docket No.

14666

06 JUN 2001

Serial No. To be assigned	Filing Date Herewith	Examiner Unassigned	Group Art Unit Unassigned
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Invention: OPTICAL SCANNING PROBE SYSTEM

I hereby certify that the following correspondence:

PCT Application

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

June 6, 2001

(Date)

Mishelle Mustafa

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

EL915257342US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

09857614 060504
09/857614

**SUBMISSION OF PROPOSED DRAWING AMENDMENT FOR APPROVAL BY
EXAMINER (37 CFR 1.121(a)(3)(ii) or 37 CFR 1.121(b)(3)(ii))**

Docket No.

14666

531 Rec'd PCT 06 JUN 2001

In Re Application Of: Atsushi Okawa, et al.

15/ Drawing
Change 2/21/03

Serial No.	Filing Date	Examiner	Art Unit
To be assigned	Herewith	Unassigned	Unassigned

Invention: **OPTICAL SCANNING PROBE SYSTEM**

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

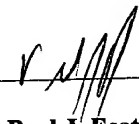
Attached please find:

(check applicable items)

- ☐ a sketch in permanent ink
- ☒ a copy of the original drawing(s) with red ink

showing proposed changes to the drawing(s) in this application for which the approval of the examiner is requested.

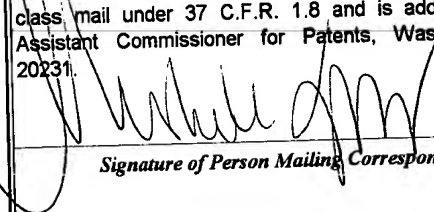
Dated: June 6, 2001



Signature

Paul J. Esatto, Jr.
Registration No.: 30,749

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

I certify that this document and fee is being deposited on 6/6/01 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
	
Signature of Person Mailing Correspondence	
Mishelle Mustafa	
Typed or Printed Name of Person Mailing Correspondence	

09/857614

53 Rec'd PCT

Docket No. JUN 2001

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Atsushi Okawa, et al.

14666

Serial No. To be assigned	Filing Date Herewith	Examiner Unassigned	Group Art Unit Unassigned
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Invention: **OPTICAL SCANNING PROBE SYSTEM**

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PCT Application

(Identify type of correspondence)

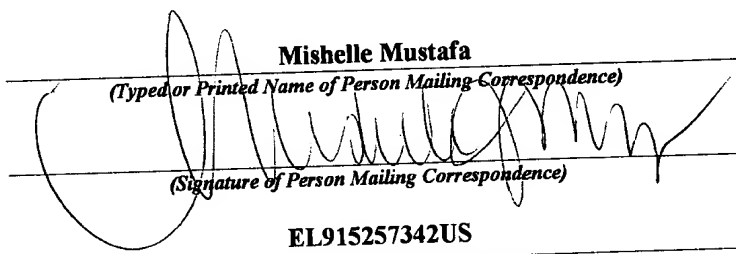
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

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(Date)

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(Signature of Person Mailing Correspondence)EL915257342US

("Express Mail" Mailing Label Number)

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